

#(9)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re PATENT Application of:)
 Shunpei YAMAZAKI et al.) Allowed: October 23, 2001
 Serial No. 09/436,984) ISSUE BRANCH -
 Filed: November 9, 1999) Batch # N93
 For: SEMICONDUCTOR DEVICE AND)
MANUFACTURING METHOD THEREOF) Date: February 13, 2002

PETITION TO WITHDRAW FROM ISSUE UNDER 37 CFR §1.313

Office of Petitions
Honorable Commissioner for Patents and Trademarks
Washington, D.C. 20231

RECEIVED**FEB 13 2002****OFFICE OF PETITIONS**

Sir:

Applicant hereby petitions that the subject application be withdrawn from issue for abandonment thereof to permit consideration of additional claims as shown in the Preliminary Amendment (submitted herewith) accompanied by an RCE Request for Continued Examination (also submitted herewith).

Also submitted herewith is the requisite fee of \$130.00 set forth in 37 CFR 1.17(i).

In view of the foregoing, it is urged that this petition is in order and, accordingly, a prompt grant thereof is requested.

The Commissioner is hereby authorized to charge any fees which may be further required in this application, except the issue fee, or credit any overpayment to Deposit Account No. 19-2380, under the above order number. A duplicate of this sheet is attached.

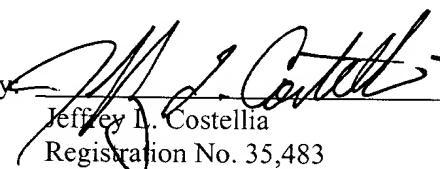
Respectfully submitted,

02/14/2002 AKELLEY 00000013 09436984

01 FC:122

130.00 OP

By



Jeffrey L. Costellia
Registration No. 35,483

NIXON PEABODY LLP
 8180 Greensboro Drive, Suite 800
 McLean, Virginia 22102
 (703) 790-9110
 (703) 883-0370 (Fax)